

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

SEP 1 2009

TSCA PCB Inspection

Clean Earth
115 Jacobus Avenue
South Kearny, New Jersey 07032

From: Chester Norman, Chemist
Toxics Section

Vickie Pane, Chemical Engineer
Toxics Section

To: Daniel Kraft, Chief
Toxics Section

On August 13, 2008, a PCB Inspection was conducted at Clean Earth at the above address. The facility was formerly known as S&W Waste. The PCB Inspection was conducted as a part of our neutral inspection scheme.

When we arrived, we met and presented our official credentials to Mr. Robert Fixter, Vice President and General Manager. Mr. Fixter has been with Clean Earth for 30 Years. Notices of Inspection and Confidentiality were explained and issued to Mr. Fixter before any discussions occurred. Mr. Fixter read and signed both notices (attachments 1 and 2). A claim for TSCA confidentiality was not made by Mr. Fixter. A picture was taken of the front gate (attachment 3).

Clean Earth (SIC 4593) operates a transfer, storage, and disposal (TSD) facility for hazardous RCRA and TSCA waste at the above address. The facility employs approximately 42 employees at this address. Mr. Fixter provided us with copies of the facility's fiscal year 2008 annual report and the written PCB annual Document logs from 2009 (attachments 4 and 5). Clean Earth's fiscal year follows the annual year, and their annual gross sales were approximately 17 million dollars in 2008. Mr. Michael Goebner is the President of the company, and he works at their corporate headquarters' office which is located in Hatboro, Pennsylvania. Mr. Fixter stated that there is no other equipment in use at this facility that uses PCBs.

We were taken on a tour of the facility. They have several concrete pads that are enclosed by sturdy tent-like structures. The PCB waste is currently stored in an area identified as "pad C." There are two doors that provide access to this storage area. Both doors were labeled with the ML mark, and a picture was taken of each door label (attachment 3). Inside this enclosure there were 12 drums of PCB waste that were marked with Hazardous Waste labels and the ML mark. The dates that the drums were placed in storage were present on each drum and were within one year of the date of our inspection. The storage pad is surrounded by 10-inch high concrete

curbing, and there is a blind sump pump for spill emergencies. We did not observe any spills or leaks of the PCB stored waste, and Mr. Fixter indicated that there have been no spills of PCB contaminated waste in this storage area or at this facility. Several pictures were taken within the storage area (attachment 3).

We concluded our inspection and issued receipts for Sample Documents and Confidential Business Information (Attachments 6 and 7). No information was declared confidential.

Attachments:

1. Inspection Notice
2. TSCA Inspection Confidentiality Notice
3. Photographs
4. 2008 PCB Annual report
5. Written PCB Document log for 2009
6. Receipt for samples and documents
7. Declaration of confidentiality